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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/787,559	06/18/2001	Michael Kramer	113.1010	3025

7590 02/26/2003
Stephan A. Pendorf
PENDORF & CUTLIFF
P.O. Box 20445
Tampa, FL 20445

EXAMINER

ANGELL, JON E

ART UNIT	PAPER NUMBER
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1635

DATE MAILED: 02/26/2003

20

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO. / CONTROL NO. 09/787,559	FILING DATE 6-18-01	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION KRAMER	ATTORNEY DOCKET NO. 4007.01
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EXAMINER

ANGELL

ART UNIT

PAPER

1635

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Commissioner of Patents

The communication filed 03 December 2002 is not fully responsive to the communication mailed 05 November 2002 for the reason(s) set forth on the attached Notice To Comply With The Sequence Rules (Notice to Comply) or CRF Diskette Problem Report. Applicant must comply with the requirements of the sequence rules (37 CFR 1.821 - 1.825) before the application can be further examined under 35 U.S.C. §§ 131 and 132. It is noted that the communication mailed 05 November 2002 was a notice indicating that the communication filed 05 September 2002 was non-responsive to the Notice to Comply, mailed 10 April 2002. Therefore, two non-responsive communications have been submitted in response to the original Notice to Comply. Applicants must correct the indicated error(s) in response to this communication in order to avoid ABANDONMENT.

Applicant is given a TIME PERIOD of **ONE (1) MONTH** from the mailing date of this communication within which to correct the deficiency so as to comply with the sequence rules (37 CFR 1.821 - 1.825) in order to avoid abandonment of the application under 37 CFR 1.821(g). EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a). However, extensions of time will not be granted beyond six (6) months from the original Notice to Comply, which was mailed on 10 April 2002. Considering the original Notice to Comply was mailed more than six months ago, extension of time beyond the one month time period will not be granted and a proper response is required within **ONE (1) MONTH** from the mailing date of this communication.

Any inquiry concerning this communication should be directed to Examiner Angell, Art Unit 1635, whose telephone number is 703-605-1165.

Any inquiry of a general nature or relating to the status of this application should be directed to the Technology Center receptionist whose telephone number is (703) 308-0196.

DAVE T. NGUYEN
PRIMARY EXAMINER

J. Eric Angell

Notice to Comply	Application No. 09/787,559	Applicant(s) KRAMER et al.	
	Examiner J. Eric Angell	Art Unit 1635	

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS
CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE
DISCLOSURES**

Applicant must file the items indicated below within the time period set the Office action to which the Notice is attached to avoid abandonment under 35 U.S.C. § 133 (extensions of time may be obtained under the provisions of 37 CFR 1.136(a)).

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- ☐ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998).
- ☐ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☐ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☒ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☐ 7. Other: _

Applicant Must Provide:

- ☒ An initial or **substitute** computer readable form (CRF) copy of the "Sequence Listing".
- ☒ An initial or **substitute** paper copy of the "Sequence Listing", as well as an amendment directing its entry into the **specification**.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216 or (703) 308-2923

For CRF Submission Help, call (703) 308-4212

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